IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.1074 OF 2007

Smt. Sulochana Sakharam Bhatkar
since deceased by L.R Shri Vasant
Krishna Pandhare, .. Petitioner

Vs

Shri Nakul Laxman Kasavkar and ors Respondents.

Mr A.G.Kundekar, for the petitioner.
Mr S.G.Karandikar, for respondent no.1.

CORAM : D.B.BHOSALE,J.

DATED : 14th AUGUST, 2007

P.C.:

1. Heard the learned counsel for the parties.

2 Rule. Returnable forthwith. Mr.Karandikar, learned counsel, waives service for respondent no.1. By consent, this petition is taken up for final disposal.

3. This writ petition is directed against an order dated 8.2.2007, by which a prayer for stay made by the petitioner in a revision application under section 76 of the B.T.& A.L. Act, has been rejected. These proceedings are arising from the application filed by the petitioner under section 70B of the BT & AL Act so also from the reference made by the Civil Court under section 85A. Taking the overall facts and circumstances in view, I am satisfied that this

petition can be disposed of by the following order:

(a) The order dated 12.6.2006, which is under challenge in the revision bearing no.TNC/146/B/06 shall remain stayed till the disposal of the revision. The Maharashtra Revenue Tribunal shall endeavour to dispose of the revision as expeditiously as possible and preferably within a period of 12 weeks from the date of receipt of this order on merits in accordance with law and without being influenced by the order of stay granted by this order so also the entries, if any, made in the record of rights during pendency of this proceedings.

(b) With these observations, the writ petition stands disposed of. The petitioner to communicate this order to the Maharashtra Revenue Tribunal within two weeks from today.

(D.B.BHOSALE,J.)